

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2012-003205

04/24/2012

HON. SAM J. MYERS

CLERK OF THE COURT

D. Benitez

Deputy

IN RE THE MATTER OF  
JESSE MATTHEW APONTE

JESSE MATTHEW APONTE  
3807 W SAN JUAN AVE  
PHOENIX AZ 85019

AND

SUMMER MARIE APONTE

SUMMER MARIE APONTE  
UP

DOCKET-FAMILY COURT CCC  
LYNDA GORDON  
PO BOX 1684  
LITCHFIELD PARK AZ 85340

APPOINTMENT OF COURT-APPOINTED ADVISOR FOR CHILD

IT IS ORDERED appointing **Lynn Gordon** as a Court-Appointed Advisor in this case in accordance with Rule 10, Arizona Rules of Family Law Procedure. A Court-Appointed Advisor is specifically authorized by Rule 10(E) to testify or submit a report setting forth the advisor's recommendations regarding the best interests of the child and the bases for the advisor's recommendations. A Court-Appointed Advisor may be called as a witness for the purpose of cross-examination regarding the report without being listed as a witness by a party. If a Court-Appointed Advisor seeks to waive his or her appearance at a proceeding, the Court-Appointed Advisor should contact the other parties and include their positions in the motion so no one is unfairly surprised by unavailability for cross-examination.

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IT IS FURTHER ORDERED that this appointment shall continue until the entry of a Decree, Order or Judgment that fully adjudicates all pending custody and parenting time issues unless the Court-Appointed Advisor is earlier released by the Court.

IT IS FURTHER ORDERED that the Court-Appointed Advisor shall have authority to:

- a) Meet with the child at any location where the child may be located;
- b) Meet and interview the parents, spouses, significant others, and all adults living in the household;
- c) Visit the home(s) of the parents to determine if the environments are appropriate for the child;
- d) Investigate and review both parents', their spouses' and significant others' backgrounds with regard to criminal arrests and convictions;
- e) Determine if drug testing by either or both parents is needed;
- f) Review the child's school/daycare records, Parenting Skills records, psychological evaluations, and counseling records;
- g) Visit and interview the child's daycare provider; and
- h) Review law enforcement, court, or Child Protective Services reports concerning the child.

IT IS ORDERED that any and all day care, parenting time supervisors, schools, school districts and personnel thereof shall fully cooperate with the Court-Appointed Advisor representing the child in this action by allowing the Court Appointed Advisor to interview the child and allowing access to all educational records of the child, including but not limited to records pertaining to day care/school attendance, behavior, academic progress, and psychological evaluations, and shall discuss the contents and meaning thereof with him/her.

IT IS FURTHER ORDERED that any and all hospitals, doctors' offices and personnel thereof shall fully cooperate with the Court-Appointed Advisor representing the child in this matter by allowing access to all medical/dental records of the child, including but not limited to records pertaining to diagnosis, treatment, and prognosis, and shall discuss the contents and meaning thereof with him/her.

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IT IS FURTHER ORDERED that any and all police department, sheriffs' department, law enforcement agencies, and personnel thereof shall fully cooperate with the Court-Appointed Advisor representing the child in this matter by allowing access to all police/sheriff/law enforcement records and reports of the child's parents, stepparents, or significant others of the parents, including but not limited to records pertaining to arrests, convictions, and narrative reports.

IT IS FURTHER ORDERED that Child Protective Services, the Department of Economic Security, the Department of Health Services and personnel thereof shall fully cooperate with the Court-Appointed Advisor representing the child in this matter by allowing access to all records and reports of the child, child's parents, stepparents, or significant others of the parents, including but not limited to records pertaining to sexual abuse, parenting skills, behavior, psychological/psychiatric evaluations, and allegations of child abuse, sexual abuse and neglect.

The Court-Appointed Advisor shall attend all court hearings concerning the children unless excused by the Court upon written motion, and shall participate in the conduct of litigation to the extent authorized by Rule 10, Arizona Rules of Family Law Procedure.

The Court-Appointed Advisor has limited immunity consistent with Arizona case law applicable to Officers of the Court as to all actions undertaken pursuant to the Court appointment and this Order. Any alleged impropriety or unethical conduct by the Court-Appointed Advisor shall be brought to the attention of the Court in writing.

IT IS FURTHER ORDERED signing this Minute Entry as a formal written order of the Court pursuant to Rule 81, *Arizona Rules of Family Law Procedure*.

/s/ Honorable Sam J. Myers

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HONORABLE SAM J. MYERS  
SUPERIOR COURT JUDGE

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.